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Attorneys for Defendant
and Counterclaim Plaintiff
YA YA LOGISTICS, INC.

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

OPULENT TREASURES, INC.

Plaintiff,

v.

YA YA LOGISTICS, INC., HK
JAYDEN TRADING, LTD., SUO VIVI
also known as SUI HUI, an individual,
and WIN BEST IMPORT AND
EXPORT CO., LTD.,

Defendants.

Case No. 2:22-cv-6137-SSS-JC

Consolidated with Case No. 2:22-cv-02616 and Case No. 2:23-cv-04292

**DECLARATION OF MARC KARISH
IN SUPPORT OF DEFENDANT YA
YA LOGISTICS, INC.'S MOTION
FOR SUMMARY JUDGMENT**

Judge: Hon. Sunshine S. Sykes
Hearing Date: August 1, 2025
Time: 2:00 pm
Courtroom: 2 (Zoom videoconference)

1 I, Marc A. Karish, do hereby declare that:

2 1. I am admitted to practice before this Court, and I represent defendant
3 Ya Ya Logistics, Inc. (“Ya Ya Logistics”) in this matter. I make this declaration
4 on personal knowledge.

5 2. Plaintiff Opulent Treasures, Inc. (“Opulent Treasures”) has served no
6 written discovery and taken no depositions with regard to this case against Ya Ya
7 Logistics.

8 3. Opulent Treasures’ only response to Ya Ya Logistics’ Interrogatory
9 No. 10 asking Opulent Treasures to “describe in detail the complete factual and
10 legal bases for YOUR contention that DEFENDANT has infringed any applicable
11 copyrights” was “Opulent states that discovery is ongoing, and it will supplement
12 its response to this Interrogatory at a later date.” Attached hereto as Exhibit A is a
13 true and correct copy of Opulent Treasures’ responses to Ya Ya Logistics, Inc.’s
14 Interrogatories.

15 4. No further response to Ya Ya Logistics’ Interrogatory No. 10 was
16 ever provided, and no evidence supporting Opulent Treasures’ copyright claim
17 against Ya Ya Logistics was ever disclosed.

18 5. Opulent Treasures’ only response to Ya Ya Logistics’ Interrogatory
19 No. 1 asking Opulent Treasures to “describe in detail the complete factual and
20 legal bases for YOUR contention that DEFENDANT has infringed any applicable
21 trademarks or trade dress under federal and state law” was “Opulent states that
22 discovery is ongoing, and it will supplement its response to this Interrogatory at a
23 later date.”

24 6. No further response to Ya Ya Logistics’ Interrogatory No. 1 was ever
25 provided, and no evidence supporting Opulent Treasures’ trademark claim against
26 Ya Ya Logistics was ever disclosed.

1 7. Opulent Treasures' only response to Ya Ya Logistics' Interrogatory
2 No. 11 asking Opulent Treasures to "describe in detail the complete factual and
3 legal bases for YOUR contention that DEFENDANT committed counterfeiting"
4 was "Opulent states that discovery is ongoing, and it will supplement its response
5 to this Interrogatory at a later date."

6 8. No further response to Ya Ya Logistics' Interrogatory No. 11 was
7 ever provided, and no evidence supporting Opulent Treasures' counterfeiting claim
8 against Ya Ya Logistics was ever disclosed.

9 9. Opulent Treasures refused to produce a single document in response
10 to Ya Ya Logistics' requests for production. Attached hereto as Exhibit B is a true
11 and correct copy of Opulent Treasures' responses to Ya Ya Logistics' Requests for
12 Production.

13 10. Opulent Treasures has produced no evidence that Ya Ya Logistics has
14 stored, distributed, offered for sale, or advertised any of the products accused of
15 infringing Opulent Treasures' alleged copyrights.

16 11. Opulent Treasures has produced no evidence that Ya Ya Logistics has
17 stored, distributed, offered for sale or advertised any of the products accused of
18 infringing Opulent Treasures' alleged trademarks.

19 12. Opulent Treasures has produced no evidence that Ya Ya Logistics has
20 stored, distributed, offered for sale or advertised the products accused of being
21 counterfeits of Opulent Treasures' U.S. Trademark Registration No. 5,912,235.

22 13. Opulent Treasures has produced no evidence that Ya Ya Logistics was
23 aware of any of Plaintiff's alleged trademarks or copyrights.

24 14. Opulent Treasures has produced no evidence showing any damage as
25 a result of Ya Ya Logistics, let any quantification of what those damages would be.
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I further declare subject to the penalty of perjury that the forgoing is true and correct. Executed this 10th day of July, 2025 at Pasadena, California.

CERTIFICATE OF COMPLIANCE

The undersigned, counsel of record for Defendant Ya Ya Logistics, Inc., hereby certifies that this document contains 587 words, which complies with the word limit of L.R. 11-6.1

Dated: July 10, 2025

Respectfully submitted,

ORBIT IP, LLP

By: /s/Marc Karish

Marc A. Karish

CERTIFICATE OF SERVICE

A copy of Declaration Of Marc Karish In Support of Defendant Ya Ya Logistics, Inc.'s Motion for Summary Judgment was served upon the parties to this matter via the Court's CM/ECF system on July 10, 2025.

/s/ Marc A. Karish